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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/649,436	08/25/2000	Thomas D. Holt	004117.P006X	6870

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EXAMINER

PHAM, KHANH B

ART UNIT	PAPER NUMBER
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2177

DATE MAILED: 11/19/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/649,436

Applicant(s)

HOLT ET AL.

Examiner

Khanh B. Pham

Art Unit

2177

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 10 November 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 4 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☐ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:


Claim(s) allowed: _____.

Claim(s) objected to: _____.

Claim(s) rejected: _____.

Claim(s) withdrawn from consideration: _____.

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____.
10. ☐ Other: _____


JOHN BREENE
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100

Continuation of 5. does NOT place the application in condition for allowance because:

Independent claims 1, 6, 10, 19, 22, 34 are rejected under 35 U.S.C. 102(a) as being anticipated by Lumsden (US 6,006,217 A), hereinafter referred to as "Lumsden".

As per claim 1, Lumsden teaches a method for real-time distillation of a source document, comprising:

- "receiving search criteria from a client; searching at least one source based on the search criteria, determining search results responsive to said searching" at Col. 5 line 60 to Col. 6 line 15;

- "distilling a selected one of the search results in substantially real time relative to the time of selection, wherein the distillation occurs in accordance with at least one data type criterion selected from a plurality of predefined data type criteria" at Col. 6 line 48 to Col. 7 line 22;

- "creating a distilled version of the selected search result, wherein the distilled version contains predefined content from the selected search result in accordance with the selected data type criteria" at Col. 6 line 48 to Col. 7 line 22.

As per claim 6, Lumsden teaches a method for displaying search results, comprising:

- "receiving search criteria from a client; searching at least one source based on the search criteria; determining search results responsive to said searching, the search results comprising source documents" at Col. 5 lines 60 to Col. 6 line 15;

- "selecting one of the source documents, the selected document having a first content" at Col. 6 lines 48-50;

- "at substantially the time of selection, distilling the selected source documents into result object, wherein the result object includes a second content and the second content is derived from the first content in accordance with at least one predefined distillation criterion" at Col. 6 lines 48-67;

- "and creating an index from the result object into the selected source document, wherein selection of the index provides a display of a corresponding portion of the first content" at Col. 7 lines 1-22.

As per claim 10, Lumsden teaches a method for displaying search results, comprising:

- "receiving search criteria from a client; searching at least one source based on the search criteria; determining a plurality of search results responsive to said searching" Col. 5 lines 60 to Col. 6 line 15;

- "distilling a selected one of the search results into a result object" at Col. 6 lines 48-67;

- "creating a mid-menu that corresponds to the result object, the mid-menu comprising a plurality of menu options, each menu option including at least one result category" at Col. 6 line 67 to Col. 7 line 22;

- "and a content metric, the content metric being a measure of a relative value of the result category" at Fig. 5;

- "displaying the mid-menu" at Col. 6 lines 67 to Col. 7 line 22.

Claims 44-46 are rejected under 35 U.S.C. 102(b) as being anticipated by Rubinstein et al. (US 5,913,215), hereinafter referred to as "Rubinstein".

As per claim 44, Rubinstein teaches the method for searching, comprising:

- "receiving search criteria; searching at least one body of knowledge based on the search criteria; providing a plurality of search results that are responsive to the searching, wherein at least one of the search results is a document comprised of text content" at Col. 7 lines 40-50 and Fig. 2;

- "selecting one of the text-content document search results; and at substantially the time of selection, distilling the selected document, wherein the step of distilling comprises the following steps: extracting content from the selected document in accordance with a plurality of data type rules" at Col. 7 line 55 to Col. 8 line 15;

- "deriving a plurality of key points from the text content of the selected document, wherein key points are at least partially identified by locating text portions within the document that contain predefined verb types" at Col. 8 line 25 to Col. 9 line 25;

- "and generating a reduced content distilled document that contains at least a portion of the extracted content and at least one of the key points" at Col. 7 line 55 to Col. 8 line 15.